No. 514 & 515.

Motion Papers for Vance et al

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Filed Nov. 26, 1897.

Supreme Court of the United States.

OCTOBER TERM, 1897.

No. 514.

S. W. VANCE ET AL., APPELLANTS,

vs.

W. A. VANDERCOOK COMPANY.

AND

No. 515.

S. W. VANCE ET AL., PLAINTIFFS IN ERROR,

vs.

W. A. VANDERCOOK COMPANY.

MOTION TO ADVANCE.

WILLIAM A. BARBER,
Attorney General of South Carolina,
for Appellants and Plaintiffs in Error.

JUDD & DETWEILER, PRINTERS, WASHINGTON, D. C. 11-26-97

IN THE

Supreme Court of the United States.

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No. 514.

S. W. VANCE ET AL., APPELLANTS,

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W. A. VANDERCOOK COMPANY.

AND

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S. W. VANCE ET AL., PLAINTIFFS IN ERROR,

vs.

W. A. VANDERCOOK COMPANY.

MOTION TO ADVANCE.

These two cases involve substantially the same question; and, by agreement of counsel, the Court is asked to hear them together. Both grow out of the same transaction. The issue is the validity of so much of a certain act of the General Assembly of South Carolina, commonly known as the dispensary law, as prohibits non-resident manufacturers and dealers from importing into the State of South Carolina

spirituous and intoxicating liquors, the products of other States and foreign countries, and storing and selling the same within the said State in "original packages" by or through agents appointed for such purpose. These suits are brought against officers of the State in consequence of the seizure by them pursuant to said act of certain liquors shipped into the State for sale, and it is of great public importance that the question be determined by this honorable Court as speedily as is practicable.

The attorney general of South Carolina, therefore, respectfully moves the Court to advance these cases on the docket and set them down for argument on some early date convenient to the Court. In this connection it is respectfully suggested that the General Assembly of South Carolina will convene in regular session on the second Tuesday in January next, and a speedy decision from this honorable Court would be of great value to the State as a guide to legislative action during that session.

Opposing counsel concur in this motion, of which fact proof appears from the stipulation hereto appended. Printed copies of the transcript of record in both cases have been forwarded to opposing counsel by the clerk of this court, as provided in said stipulation.

WM. A. BARBER,
Attorney General.

SUPREME COURT OF THE UNITED STATES.

Appeal from—

UNITED STATES OF AMERICA,
District of South Carolina.

Circuit Court, Fourth Circuit. In Equity.

THE W. A. VANDERCOOK COMPANY, a Corporation Created by and under the Laws of the State of California, a Citizen and Resident of the State of California, Complainant,

vs.

S. W. VANCE, W. N. BAHR, J. M. SCOTT, W. LIVINGSTON, C. S. MOSELEY, and —— PETERMAN, Defendants.

SUPREME COURT OF THE UNITED STATES.

Writ of error from—

UNITED STATES OF AMERICA,
District of South Carolina.

Circuit Court, Fourth Circuit.

THE W. A. VANDERCOOK COMPANY, a Corporation Created by and under the Laws of the State of California, Plaintiff,

vs.

S. W. VANCE, J. M. SCOTT, and W. N. BAHR, Defendants.

Action at Law.

Upon the motion of the attorney general of South Carolina to docket and advance the above-named cases for hearing before the Supreme Court of the United States, we consent that the same shall be docketed and advanced for hearing on a day fixed, as the Supreme Court of the United States may direct, provided that the day fixed shall be not earlier than two weeks after we shall have been served with printed

transcript of record in both above-entitled causes, and provided further that the above causes, in law and in equity respectively, be heard together by the Supreme Court of the United States.

BRYAN & BRYAN,
J. P. K. BRYAN,
Plaintiff's Attorneys.

NOVEMBER 18, 1897.